



RESOLUTION

APPROVING THE SALE OF SURPLUS CITY PROPERTIES, PARCELS 1 AND 2, AREA 9,440 SQUARE FEET, LOCATED ALONG KAMEHAMEHA HIGHWAY, HAUULA, TAX MAP KEY NOS. 5-4-017:015 AND 5-4-017:018

WHEREAS, Paragraph 16, Section 46-1.5, Hawaii Revised Statutes (HRS), as amended, authorizes the counties, under certain conditions, to dispose of real property as the interests of the inhabitants of the county may require; and

WHEREAS, Section 101-2, HRS authorizes the counties to take private property for public use and dispose of the excess property to the abutting property owners; and

WHEREAS, the City owns in fee Parcels 1 and 2, two lots with a total area of 9,440 square feet, identified as Tax Map Key Nos. 5-4-017:015 and 5-4-017:018, respectively, and are shown colored in yellow on the map attached as Exhibit "A", attached hereto and by reference made a part of this resolution; and

WHEREAS, the properties were originally acquired for the Hanaimoa Street and Puuowaa Street drainage channel but are surplus to the City's needs; and

WHEREAS, the various City agencies, including the Department of Facility Maintenance, which has jurisdiction, have no objections to the sale of Parcels 1 and 2; and

WHEREAS, Parcels 1 and 2 are encumbered with an open drainage ditch; and

WHEREAS, Parcels 1 and 2 will be sold subject to Drainage Easement D-1, with an area of 1,616 square feet, and Drainage Easement D-2, with an area of 2,672 square feet, covering the open drainage area, and are shown colored in red on the map attached as Exhibit "B"; and

WHEREAS, Parcels 1 and 2 will also be sold subject to Fire Hydrant Easement F, with an area of 66 square feet, and is shown colored in red on the map attached as Exhibit "B"; and

WHEREAS, the State of Hawaii, the abutting property owner of TMKS: 5-4-017:020 and :022, had no interest in purchasing Parcels 1 and 2; and

WHEREAS, the Director, Department of Budget and Fiscal Services (hereinafter "Director"), has recommended to the Council to sell said Parcels 1 and 2, pursuant to Sections 37-1.2, 37-1.4 and 37-1.6, Revised Ordinances of Honolulu 1990, as amended; and



RESOLUTION

WHEREAS, the Director has proposed and recommended that said Parcels 1 and 2, with a total area of 9,440 square feet, be sold to North Shore Estate LLC, as the abutting property owner of Tax Map Key No. 5-4-017:016, by negotiated sale for the recommended sale price of \$70,000, based on an appraisal by the Department of Design and Construction; and

WHEREAS, the recommended sale price of \$70,000 will be deposited into the reserve for fiscal stability fund; and;

WHEREAS, upon consummation of the sale, North Shore Estate LLC must consolidate Parcels 1 and 2 with their property, which is required by the Department of Planning and Permitting now, therefore;

BE IT RESOLVED by the Council of the City and County of Honolulu that it approves the sale of said Parcels 1 and 2 to North Shore Estate LLC for the recommended sale price of \$70,000; and

BE IT FURTHER RESOLVED that the sale be in accordance with the recommendations of the Director, and/or designee, and with all applicable laws; and

BE IT FURTHER RESOLVED by the Council of the City and County of Honolulu approves the recommended sale price of \$70,000 be deposited in the reserve for fiscal stability fund; and

BE IT FURTHER RESOLVED that the Director, and/or designee, shall be authorized to sign the deed and other necessary documents; and



RESOLUTION

BE IT FINALLY RESOLVED that the Clerk be directed to transmit a certified copy of this resolution to the Director, Department of Budget and Fiscal Services.

INTRODUCED BY:

(br)

Councilmembers

DATE OF INTRODUCTION:

MAR - 2 2016

Honolulu, Hawaii

2016 MAR - 2 11:14:02

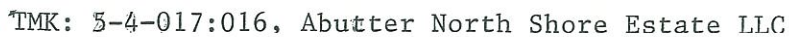
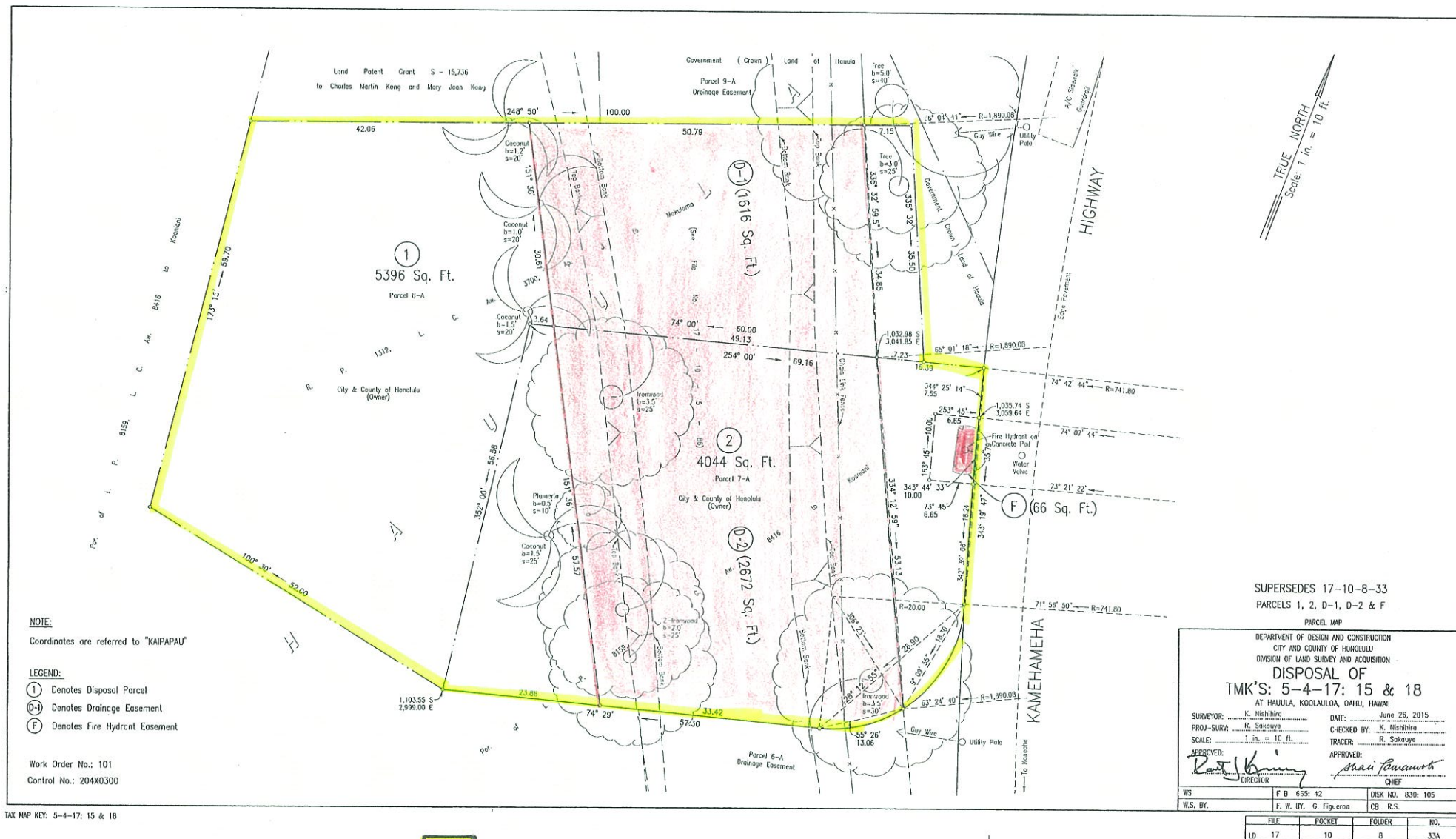


EXHIBIT B



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 16-58

Introduced: 03/02/16

By: ERNEST MARTIN – BY REQUEST

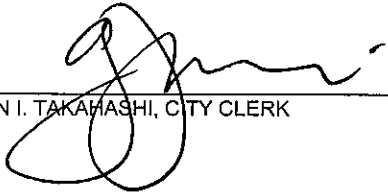
Committee: BUDGET

Title: RESOLUTION APPROVING THE SALE OF SURPLUS CITY PROPERTIES, PARCELS 1 AND 2, AREA 9,440 SQUARE FEET, LOCATED ALONG KAMEHAMEHA HIGHWAY, HAUULA, TAX MAP KEY NOS. 5-4-017:015 AND 5-4-017:018.

Voting Legend: * = Aye w/Reservations

03/30/16	BUDGET	CR-98 – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION.
04/20/16	COUNCIL	CR-98 AND RESOLUTION 16-58 WERE ADOPTED. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: ANDERSON.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.



GLEN I. TAKAHASHI, CITY CLERK



ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER